

IC 34-30-24

Chapter 24. Immunity for Misuse of E85 Motor Fuel

IC 34-30-24-1**Definitions**

Sec. 1. (a) As used in this chapter, "E85" has the meaning set forth in IC 6-6-1.1-103.

(b) As used in this chapter, "flexible fuel vehicle" means any vehicle that is equipped to operate when fueled entirely by E85.

(c) As used in this chapter, "qualified person or entity" means any person or entity that sells, supplies, distributes, manufactures, or refines E85.

As added by P.L.122-2006, SEC.24.

IC 34-30-24-2**Civil immunity**

Sec. 2. (a) Except as provided in subsection (b), a qualified person or entity is immune from civil liability for personal injury or property damage resulting from a person fueling any vehicle with E85 that is not a flexible fuel vehicle.

(b) This section does not apply:

(1) to a qualified person or entity that fails to display all E85 warning signs required by federal or state law; or

(2) if a person's injury or property damage is a direct result of the gross negligence or willful or wanton misconduct of the qualified person or entity.

As added by P.L.122-2006, SEC.24.